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June 9, 2009

VIA FACSIMILE

To: Examiner: Yuanda Zhang
 Group Art Unit: 2828
 U.S.P.T.O.

Facsimile No.: 571-273-8300

From: Donald A. DiPaula, Esq.


Facsimile No.: 703-761-2375 or 76

Re: Amendment Under 37 C.F.R. § 1.116
 U.S. Patent Application Serial No.: 10/594,307
 Our Ref. No.: TAK.054

Dear Examiner Zhang:

Attached herewith is an Amendment Under 37 C.F.R. § 1.116 which is responsive to the Final Office Action dated April 14, 2009. Thank you in advance for your kind consideration on this case.

Very truly yours,


 Donald A. DiPaula, Esq.
 Registration No. 58,115

Sean M. McGinn, Esq.
 Registration No. 34,386

DAD/SMM: bkk

Attachment

Number of pages (including this cover sheet): 25

CERTIFICATE OF TRANSMISSION

I hereby certify that I transmitted herewith via facsimile to (571) 273-8300 an Amendment under 37 C.F.R. § 1.116 to Examiner Yuanda Zhang, Art Unit 2828, on June 9, 2009.


 Donald A. DiPaula
 Registration No. 58,115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

Hiroyuki YAMAZAKI

Serial No.: 10/594,307

Group Art Unit: 2828

Filed: September 27, 2006

Examiner: Zhang, Yuanda

For: TUNABLE LASER

Honorable Commissioner of Patents
Alexandria, VA 22313-1450
Box AF

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

In response to the Office Action in the above-identified application dated April 14, 2009, please consider the following: